IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (LODG) NO. 428 OF 2006

1. Kapildev Kameshwar Sharma & Anr.] .. Petitioners

Versus

1. State of Maharashtra & 4 ors.] .. Respondents

Mr. Ramesh Ramamurthy for the petitioners.

Mr. R.M. Sawant, GP, for the respondents No.1 & 3.

Mr. G.D. Uttangale for respondent No.2.

Mrs. S. Ajit Kumar for respondent No.4.

Mr. M.M. Vashi for respondent No.5.

CORAM: F.I. REBELLO &
ANOOP V. MOHTA, JJ.

DATED: 06TH MARCH, 2006

P.C. :

. Both the petitioners who have come to this Court have already been held to be eligible under the SRA Scheme. They, therefore, do not have anything in common with those who have been not held to be eligible. A Petition espousing the cause of others left out can only be if they belong to the same group. The petitioners herein do not belong to that group.

Considering that, as the petitioners themselves are held to be eligible, the Petition as filed is not maintainable and will have to be rejected.

2. We make it clear that because this Petition is rejected it does not mean that we have concluded the rights of those others who may be eligible and who have been held not to be eligible. It will be open to them to independently pursue a legal remedy which they have at law.

3. With the above observation, Petition stands disposed of.

Sd/-
[F.I. REBELLO, J.]

Sd/-
[ANOOP V. MOHTA, J.]